

## Administrative Rules Review Committee

### Year-to-Date Issues Discussed/Status

(OLRGC - - November 13, 2017)

Issue	Status
Rules Related to Used Oil Recycling Program (Division of Waste Management and Radiation Control)	<b>Motion:</b> Request the division make additional used oil recycling process rules, including the incentive payment program
Higher Education: Policies/Procedures Development (state education institutions)	Each of the nine state education institutions presented their policy development process
Annual Audit: Bills Passed in the 2017 General Session that Appear to Require State Agency Administrative Rulemaking	Audit continues; most rulemaking deadlines for this year's bills are early November and late December
Constitutional and Civil Rights Issues Related to State Education Institution's Exemption from Administrative Rulemaking Act	<b>Motion:</b> staff to develop language limiting current administrative rulemaking exemption for state education institutions to matters that do not affect constitutional or civil rights of students and campus visitors; also, to provide definitions and a flowchart comparing state education institution policy development processes to administrative rules processes
Local Ordinances that Violate State Law	to date, no local ordinances reviewed
<ul style="list-style-type: none"> <li>• "Functional Ability in Driving"</li> <li>• DUI/Drug Hearing Process (Driver License Division)</li> </ul>	<ul style="list-style-type: none"> <li>• Division agreed to incorporate portions of the guidelines and standards into administrative rule</li> <li>• Automation/Appropriations options discussed</li> </ul>
DOPL Investigating Complaints Against License Holders	Investigation process discussed; Sen. Stephenson received requested complaint investigation data
<ul style="list-style-type: none"> <li>• Charter School: Additional Campuses</li> <li>• Eminent Domain RE Charter Schools (Board of Education/State Office of Education)</li> </ul>	<ul style="list-style-type: none"> <li>• Requested written report on rules governing charter school expansions/satellite campuses - - pending. Letter from State Treasurer pending</li> <li>• Issue discussed; no further review requested</li> </ul>
Fees Required for Concealed Firearm Permit (Department of Public Safety)	Committee requested the Dept. of Public Safety provide historical record and timeline of additional \$20 fee's implementation - - Received
Immunization Exemptions for Students (Department of Health)	Dept. of Health said education module would address risks and that, as of July 1, 2018, the statement, "I understand I am responsible for the risk of not vaccinating this child," will not be included on exemption form